

BILL NO. Z-72-03-06

ZONING MAP ORDINANCE NO. Z-

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. FF13 FF11

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. That the area described as follows is hereby designated a MHP District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. FF13 FF11 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

118[±] acre space bounded on the East by Hillegas Road, bounded on the South by Butler Road, bounded on the West by the East property line and its Northerly extension of to the South right of way line of Interstate Highway I-69 now or formerly owned by Highland View Development Company, Inc. as described by Deed Book 610, Page 255, bounded on the Northwest by the South right of way line of Interstate Highway I-69 to its intersection with the South property line of a 20 acre parcel now or formerly owned by Harry A. Stolte as recorded in Deed Book 406, Page 334, bounded on the North by said South property line of parcel owned by Harry A. Stolte.

SUBJECT TO ARTICLE 6 SEC. 601, IND. DRAINAGE
CODE FOR PRANGE DRAIN CORSSING FOLLOWING DESCRIBED
SPACE. The East 1/2 of the Southeast 1/4 and the
South 1/2 of the East 1/2 of the Northeast 1/4 of
Section 29, Township 31 North, Range 12 East con-
taining 118[±] acres of the 120[±] acres as recorded
by Deed Book 685, Page 166. Said 118 acres lie
South of the South right of way line of Interstate
Highway I-69

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

Eugene Kraus!
Councilman

APPROVED AS TO FORM
AND LEGALITY.

Read the first time in full and on motion by Kraus seconded by V. Schmidt and duly adopted, read the second time by title and referred to the Committee on Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on the _____ day of _____ 19_____, at _____ o'clock P.M., E.S.T.

Date: March 14, 1972

Charles W. Wiesemann
CITY CLERK

Read the third time in full and on motion by _____ seconded by _____ and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

AYES _____, NAYS _____, ABSTAINED _____, ABSENT _____ to-wit:

Burns	_____	_____	_____	_____
Hinga	_____	_____	_____	_____
Kraus	_____	_____	_____	_____
Nuckols	_____	_____	_____	_____
Moses	_____	_____	_____	_____
Schmidt, D.	_____	_____	_____	_____
Schmidt, V.	_____	_____	_____	_____
Stier	_____	_____	_____	_____
Talarico	_____	_____	_____	_____

Date _____ CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. _____ on the _____ day of _____, 19_____.

ATTEST: (SEAL)

_____ CITY CLERK

_____ PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19_____-at the hour of _____ o'clock _____ M., E.S.T.

_____ CITY CLERK

Approved and signed by me this _____ day of _____, 19_____-at the hour of _____ o'clock _____ m., E.S.T.

_____ MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on March 14, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-03-06; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

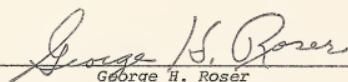
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 20, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the city, and the amendment will be detrimental to and conflicts with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 27, 1972.

Certified and signed this
10th day of April 1972.



George H. Roser
Secretary

Bill No. Z-72-03-06

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. FF-13 FF-11

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance PASS.

Eugene Kraus, Chairman

James S. Stier Vice-Chairman

William T. Hinga

Paul "Mike" Burns

Vivian G. Schmidt

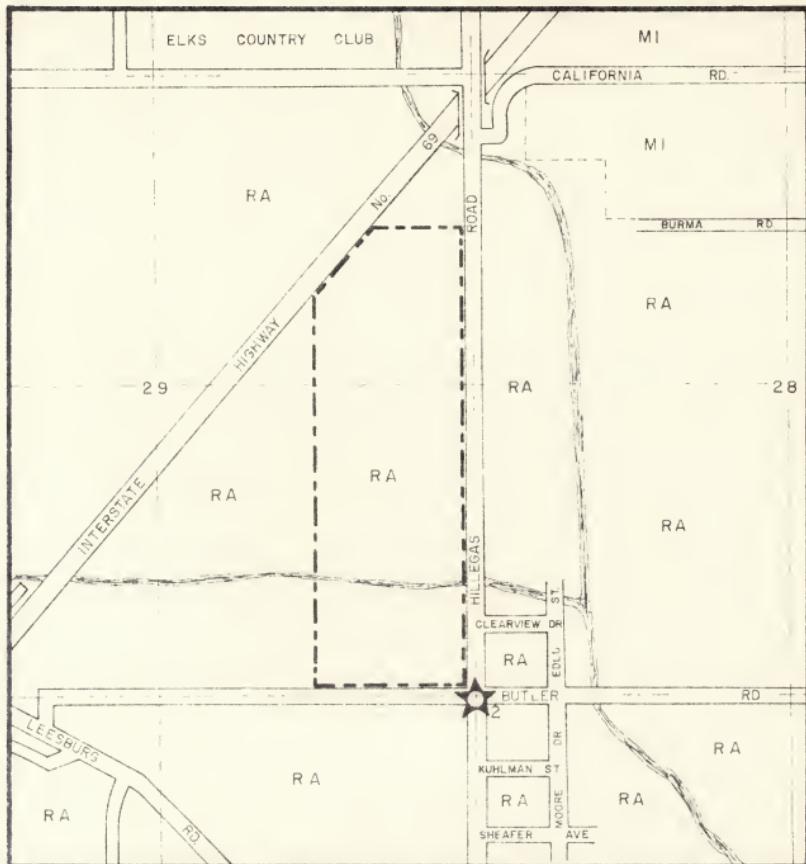
RECEIPT

Nº 115

GENERAL FUND

FT. WAYNE, IND. Jan 12 1972RECEIVED FROM John D. Smith \$ 0.00THE SUM OF 50 / 100 DOLLARSON ACCOUNT OF 4 stations to be made to theEx. 3-8-12-24-25-26-27-28-29-30-31-32-33-34-35-36-37-38-39-40-41-42-43-44-45-46-47-48-49-50-51-52-53-54-55-56-57-58-59-60-61-62-63-64-65-66-67-68-69-70-71-72-73-74-75-76-77-78-79-80-81-82-83-84-85-86-87-88-89-90-91-92-93-94-95-96-97-98-99-100

AUTHORIZED SIGNATURE



2-7203-06

TO ESTABLISH A MHP BOUNDARY -----

1

PETITION FOR ZONING ORDINANCE AMENDMENT

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

No. _____

DATE FILED: Jan. 13 1972

INTENDED USE:

I/We Edwin O. Oswald, and John R. Oswald, and Genevieve A. Oswald
Applicant's Name or Names

Do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana by reclassifying from an RA District to a MHP District the property described as follows:

The South right of way line of Interstate Highway I-6 and View Development Company, Inc. as described by and bounded on the Northwest by the South right of Interstate Highway I-69 to its intersection with the South property line of a parcel now or formerly owned by Harry A. Stolte as recorded in Deed

SUBJECT TO ARTICLE 6 SEC. 601, IND. DRAINAGE CODE FOR
PRANGE DRAIN CROSSING FOLLOWING DESCRIBED SPACE

Section 29, Township 31 North, Range 12 East - 166 S
Recorded by Deed Book 182 - Page - 166 S

Logo:

Legal Description Checked by (City Engineer)

Howard C. Embrey March 8, 1972
for Ron Bora

The Undersigned applicant (s) upon the execution and submission of this application and petition for zoning ordinance amendment, understands and agrees that:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or for the ordinance to be taken under advisement is filed within the required time, the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. Also, in the event, a request is filed for continuance or delay in the consideration of an ordinance, it shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and informing him of the time and place of the next meeting at which the proposed ordinance will be considered. In the event the time and place of the meeting is not known at the time that the request for continuance is filed, it shall be the duty of the petitioner to notify all persons notified by the Plan Commission Office when the time and place of hearing is determined.

I/We hereby certify that as the undersigned, I am / We are the owner (s) of fifty-one percentum or more of the property described in this petition.

Name _____

Address

Signature

EDWIN O. OSWALD
JOHN R. OSWALD
GENEVIEVE A. OSWALD

3741 HILLEGAS RD
3741 HILLEGAS RD
3741 HILLEGAS RD

Edwin O. Dayward
John R. Dayward
Frances A. Dayward

This petition for zoning ordinance amendment prepared by:

Name _____

Address

Telephone Number

City Plan Commission - One Main Street - City-County Building - Fort Wayne, Indiana - 423-7571

CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

Mr. Ralph Blume
344 Utility Building
Fort Wayne, Indiana 46802

Dear Ralph:

The forwarding of this petition to rezone was delayed because of the existing requirement for a thorough check of the description by the City Engineering Department.

We received this petition on

Jan 13, 1972

It would be appreciated if this petition could be assigned a Bill Number in the order that the request came to us.

Sincerely,

CITY PLAN COMMISSION

Marshall Snyder
Marshall Snyder
Draftsman

MS:mo

WITHDRAWAL OF ZONING ORDINANCE NO. Z-72-03-06

On motion by Councilman Kraus, Bill No. Z-72-02-06
seconded by Stier

AN ORDINANCE amending the City of Fort Wayne
Zoning Map No. FF-13 FF-11

that this ordinance No. Z-72-02-06 is hereby withdrawn for no further action
by the Common Council of the City of Fort Wayne, on Bill No. Z-72-03-06.

Passed (LOST) by the following vote:

AYES 9, NAYS 0, ABSTAINED , ABSENT , to-wit

Burns	<u>✓</u>				
Hinga	<u>✓</u>				
Kraus	<u>✓</u>				
Nuckols	<u>✓</u>				
Moses	<u>✓</u>				
Schmidt, D.	<u>✓</u>				
Schmidt, V.	<u>✓</u>				
Stier	<u>✓</u>				
Talarico	<u>✓</u>				

Date 1-25-72

Charles W. Westerman
CITY CLERK

ATTEST:

(SEAL)

Charles W. Westerman
CITY CLERK

PRESIDING OFFICER

MADE A MATTER OF RECORD
DATE 1-25-72 CHARLES W. WESTERMAN, CITY CLERK



BOBECK Real Estate Company, Inc.

2412 FORT WAYNE BANK BUILDING
FORT WAYNE, INDIANA 46802
PHONE (219) 422-7444



April 21, 1972

Fort Wayne City Council
First Floor
City-County Building
One Main Street
Fort Wayne, Indiana 46802

In Re: Bill No. Z-72-03-06

Gentlemen and Mrs. Schmidt:

Bobbeck Real Estate Company, Inc., which has recently submitted for consideration to the Fort Wayne Planning Commission Bill No. Z-72-03-06, respectfully requests that its application for said Bill be withdrawn.

Your consideration in this matter is greatly appreciated.

Yours truly,

BOBECK REAL ESTATE COMPANY, INC.

H. Duane Bobbeck
H. Duane Bobbeck
President